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**FACSIMILE TRANSMISSION**

DATE: February 20, 2004

FROM:

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TELEPHONE: (303) 938-9999 ext. 15

NUMBER OF PAGES (including this page): 19

EMAIL: sroche@dsoblaw.com

TO: Mail Stop: Non-Fee Amendment  
U. S. P. T. O.

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RE:

FAX: (703) 872-9306

Application No. 09/304,879  
Filed: 5/4/1999  
Group No.: 2682  
Examiner: Lewis G. West  
Docket No.: 1212

**MESSAGE** Attached are the following:

1. Transmittal (one page);
2. Response to the Office Action dated 11/24/2003 (17 pages).

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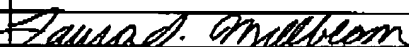
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<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	09/304,879; Confirmation No. 1275	
	Filing Date	05/04/1999	
	First Named Inventor	Harold W. Johnson	
	Art Unit	2682	
	Examiner Name	Lewis G. West	
Total Number of Pages in This Submission	17	Attorney Docket Number	1212

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks It is believed that no fees are due in this matter. However, if it is determined that fees are due, the Commissioner is authorized to debit Deposit Account No. 210765 for the required fees.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Stephen S. Roche, Reg. 52,176
Signature	
Date	2/20/04

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**Practitioner's Docket No. 1212**

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Harold W. Johnson

Application No.: 09/304,879

Group No.: 2682

Filed: 05/04/1999

Examiner: Lewis G. West

For: BROADBAND WIRELESS COMMUNICATION SYSTEM

**Mail Stop: Non-Fee Amendment**

**Commissioner for Patents**

**P. O. Box 1450**

**Alexandria, VA 223130-1450**

**AMENDMENT**

In response to the Office Action mailed November 24, 2003, please enter the following amendment and consider the following remarks.